

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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VAUGHN SCOTT, NIGERIA SCOTT,
PRINCE SCOTT, ANDREE HARRIS,
BRENDA SCOTT, KRAIG UTLEY, COREY MARROW,
AS A MINOR CHILD, K.M., A MINOR CHILD,
AND JULIAN RENE,

Plaintiffs,

-against-

14-CV-4441 (SHS)

CITY OF MOUNT VERNON, ET AL.,

Defendants.

- - - - - X

HELD AT: Office of Corporation Counsel
1 Roosevelt Square
Mount Vernon, New York 10550
December 1, 2015
1:23 p.m.

Examination before Trial of the
Plaintiff, BRENDA SCOTT, pursuant to Court
Order, held at the above time and place
before a Notary Public of the State of New
York.

J & L REPORTING SERVICE
of Westchester, Inc.
50 Main Street, Suite 1000
White Plains, New York 10606
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Lisa Dobbo, Reporter

A P P E A R A N C E S:

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correct?

A. Yes.

Q. That relates to March 20th,
2013?

A. Yes.

Q. Why?

A. Because they went against my
rights.

Q. They meaning the police
department?

A. Yes.

Q. What did they do to you on
March 20th, 2013?

MR. THOMPSON: Objection to
form.

Q. Did the Mount Vernon police
officers do anything to you on March 20th,
2013 to cause you to file a civil rights
lawsuit?

MR. THOMPSON: Objection to
form but you can answer.

A. One thing they insulted me,
number one, and slammed the door on my foot.

Q. Anything else?

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A. I don't think so.

Q. You say they insulted you.

Do you know which officer insulted you?

A. The first one that came to the door. I don't know his name.

Q. The officers that you saw on March 20th, 2013, had you seen any of those officers before March 20th, 2013?

A. Yes.

Q. Which officers?

A. I seen most of them in the street; Antonini, I think it was the last one you -- I seen them in the street, just the faces. I don't know the names of all of them.

Q. Other than seeing them in the street before March 20th, did you have any encounters with any of those officers?

A. No.

Q. Have you ever been arrested before?

A. Once in my life.

Q. When was that, if you can

1
2 video games in the back, the teenagers, they
3 were playing video games and I was getting
4 ready to cook and everybody else was
5 watching television.

6 Q. How did the police officers get
7 into your apartment?

8 A. They came and knocked on the
9 door.

10 Q. Who answered the door?

11 A. I did.

12 Q. What did the police officers
13 say to you?

14 A. I told my daughter the police
15 are at the door. He said he wanted to come
16 in. I said you have to wait. I have to ask
17 my daughter. It wasn't my place. I said
18 please don't come in.

19 Q. Did you say anything else to
20 the police officers?

21 A. I asked him did they have a
22 warrant.

23 Q. And they answered what?

24 A. They said we don't need a
25 warrant.

1 door when they entered the apartment?

2 A. Some were waiting downstairs
3 and some were upstairs but I'd say three of
4 them came to the front door. I don't
5 remember exactly. I know it was at least
6 three at the front door.
7

8 Q. Did the police officers injure
9 you?

10 A. Only when he hit the door on my
11 foot. I tried to push the door closed and
12 he hit the door on my foot.

13 Q. Did you find out why the police
14 officers were in your apartment?

15 A. They said that they were told
16 something about a shooting or something. I
17 don't know.

18 Q. They informed you that there
19 was a shooting before they came to your
20 apartment?

21 A. Yes.

22 Q. And did they tell you anything
23 else, if you can recall, regarding that
24 shooting?

25 A. Only that they wanted to speak

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A. No.

Q. What else did you observe after you saw the police officers searching certain areas in your home on 3-20-13?

MR. THOMPSON: Objection to form but you can answer.

A. Only just checking people's ID's. That's it. I didn't like it because --

Q. Did the police officers do anything else other than take ID's?

A. They didn't touch me. They talked to some of the people, some of the kids in the house but they didn't touch me. They just told me I couldn't leave.

Q. Did they touch anybody?

MR. THOMPSON: You have to answer in words.

A. Yes.

Q. Who did they -- who did you see them touch?

A. As far as shoving the kids, just shoving them. They were just nasty and shoving them around. I can't say

MR. THOMPSON: I think the question was how long were they actually there.

A. I really don't know. I don't remember how many hours but it was hours. That's all I can say is that it was hours.

Q. What did they say to you during that time?

A. They made jokes and stuff like that.

Q. They didn't physically harm you?

A. No, not speaking to me, no.

Q. Corey Marrow was in the house, as well?

A. Uh-huh.

Q. What was he doing at this time while the police were inside?

A. He was waiting for the baby to come home, for the baby's mother to bring her home.

Q. Let's get back to Julian Rene.

You know now that he had been shot and I believe it was in the buttocks and you

police officers after March 20th, 2013?

A. I haven't personally.

Q. Are you seeing any medical professionals; psychiatrist or any other person regarding your fear of walking down the streets?

A. Well, I'm supposed to go see a psychiatrist in Mount Vernon at the Community Center. I used to go see. After that I saw someone in New Rochelle. I went into this group thing you go. I went there and now they're telling me I can go see the one in Mount Vernon.

Q. When did you first go to this medical person in New Rochelle, what year was that?

A. A couple years.

Q. You don't recall what year?

A. No.

Q. How often had you gone there?

A. I used to go every Saturday morning.

Q. Why were you attending these sessions, if you will, every Saturday

television.

Q. How old is Andree?

A. 32.

Q. To your knowledge, has Andree Harris ever been arrested?

A. One time when was 15 almost 16.

Q. Do you know what for?

A. He was rolling a cigarette in front of the building.

Q. 328?

A. No.

Q. What building?

A. 10th Avenue.

Q. Did you see anybody get injured during the time you were inside the apartment at 328 S. 2nd Avenue?

A. No, I didn't see anything.

Q. Other than the bathroom sink, I think you mentioned, did you see any other damage to any property in that apartment?

A. No, I didn't see any damage to any other property.

Q. Did you file a complaint against any police officers as a result of

1
2 the March 20th, 2013 incident other than a
3 Notice of Claim?

4 MR. THOMPSON: Objection to
5 form.

6 THE WITNESS: I don't
7 understand.

8 Q. Did you file a complaint, a
9 civilian complaint?

10 A. No.

11 Q. Did you fill out any reports
12 regarding this incident at the Mount Vernon
13 Police Department --

14 A. No.

15 Q. -- on March 20th, 2013?

16 A. No.

17 Q. Other than your fear of walking
18 down the streets of Mount Vernon, are there
19 any other emotional injuries that you have
20 sustained as a result of the 3-20-13
21 incident?

22 THE WITNESS: Emotional?

23 MR. WISHAM: Yes.

24 A. No.

25 Q. You said there were about 12